

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
CURTIS PAYNE,

Plaintiff,

-v-

UNITED STATES OF AMERICA,

Defendant.

CIVIL ACTION NO.: 20 Civ. 3674 (ALC) (SLC)

**ORDER**

**SARAH L. CAVE**, United States Magistrate Judge.

Pursuant to the discussion at the settlement conference held today, December 9, 2021, the Court orders as follows:

1. By **December 17, 2021**, the parties shall file for the Court's review a proposed non-party subpoena to the defendant in Plaintiff's state court action (the "State Court Defendant"); and
2. By **January 31, 2022**, the parties shall file a joint letter confirming that the deposition of the State Court Defendant has taken place and advising whether they wish to resume the settlement conference or to proceed with dispositive motion practice before the Honorable Andrew L. Carter.

Dated: New York, New York  
December 9, 2021

SO ORDERED.

  
SARAH L. CAVE  
United States Magistrate Judge